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E-filed 3/24/06

4 Attorney for Plaintiffs
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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 TERRY TANNER AND WILLIAM T.
11 BARROW, AS TRUSTEES OF THE
12 INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS LOCAL 332
13 HEALTH AND WELFARE AND PENSION
TRUST FUNDS, NEBF, JEIF, NECA
14 SERVICE CHARGE, NECA, DUES
CHECK OFF AND APPRENTICESHIP
TRAINING TRUST FUNDS,

15 Plaintiffs,
16

17 vs.

18 GLENUS JOHN BENDER, individually and
doing business as BENDER ELECTRIC,

19 Defendants.
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CASE NO.: C05-03177 JF

CASE MANAGEMENT
CONFERENCE STATEMENT
AND PROPOSED ORDER

Date: March 24, 2006
Time: 10:30 a.m.
Place: Courtroom 3, 5th Floor
Judge: Hon. Jeremy Fogel

21 Plaintiff in the above-entitled action submits this Case Management Statement and
22 proposed order, and requests that the court adopt it as the Case Management Order in this case.
23 The defendant in this matter was personally served on February 25, 2006. Defendant's answer
24 is due March 17, 2006.

25 **DESCRIPTION OF THE CASE**

26 This is a claim for unpaid employee benefits to Taft-Hartley Employee Benefit Trust
27 Funds.

28 Plaintiffs would like to continue the case for sixty (60) days to allow time for filing an

1 answer by Defendant, or if there is no answer filed, to request a default against Defendant.
2 Therefore, Plaintiffs request that the case be continued until May 26, 2006, for another Case
3 Management Conference.

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5 Respectfully submitted,

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7 Dated: March 16, 2006

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SUE CAMPBELL
Attorney for Plaintiff

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10 **ORDER**

11 The Case Management Conference is hereby continued to May 26, 2006, at 10:30 a.m.,
12 in Courtroom 3, 5th Floor. Plaintiff will file an update and proposed action ten (10) days prior
13 to the Case Management Conference.

14
15 Dated: 3/24/06

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JUDGE OF THE U.S. DISTRICT COURT

PROOF OF SERVICE

I am a citizen of the United States. My business address is 1155 North First Street, Suite 101, San Jose, California 95112. I am employed in the county of Santa Clara where this service occurs. I am over the age of 18 years, and not a party to the within cause. I am readily familiar with my employer's normal business practice for collection and processing of correspondence for mailing with the U.S. Postal Service, and that practice is that correspondence is deposited with the U.S. Postal Service the same day as the day of collection in the ordinary course of business.

On the date set forth below, following ordinary business practice, I served a true copy of the foregoing document(s) described as:

CASE MANAGEMENT CONFERENCE STATEMENT AND PROPOSED ORDER

- ☐ (BY FAX) by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below, or as stated on the attached service list, on this date before 5:00 p.m.
- ☒ (BY MAIL) I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States mail at San Jose, California.
- ☐ (BY PERSONAL SERVICE) I caused such envelope(s) to be delivered by hand this date to the offices of the addressee(s).
- ☐ (BY OVERNIGHT DELIVERY) I caused such envelope(s) to be delivered to an overnight delivery carrier with delivery fees provided for, addressed to the person(s) on whom it is to be served.

Glenus John Bender, individually and dba
Bender Electric
4969 Ruttner Place
San Jose, CA 95111

☒ (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on March 16, 2006, at San Jose, California.


CHRISTINE DELGADILLO